

106th TN General Assembly

Second Regular Session



Tuesday, February 16, 2010

SENATE

COMMITTEE REPORTS

COMMERCE, LABOR & AGRICULTURE – SHR #12 – 1:00 p.m. –

Action def. – SB's 3494, 3604, 2863, 3817.

FINANCE, WAYS & MEANS – SHR #12 – 10:30 a.m. –

Action def. – SB's 670, 2408, SJR 756.

JUDICIARY – SHR #12 – 3:00 p.m. –

Rec. for pass., ref to Calendar – SB's 983, 2584, 2585, 2587, 842, 3039.

Rec. for pass., ref to FW&M – SB 2721.

Rec. for adopt., ref to FW&M – SJR 763.

Action def. – SB's 2917, 3130, 2969, 2388, 2391, 3030, 2860.

TRANSPORTATION – SHR #12 – 12:00 noon –

Rec. for pass., ref to FW&M – SB's 2575, 2937, 2723, 3399, 94.

Action def. – SB's 3152, 3379.

Ref. to Gen. Sub. - SB 952.

MESSAGE FROM THE GOVERNOR

SJR's 744, 745, 746, 748, 749, 750 – SIGNED 2/9/10.

SJR 751 – SIGNED 2/10/10.

CALENDARS FOR WEDNESDAY, FEBRUARY 17, 2010

Consent

1. SJR 0766 by *Ketrone

Memorials, Heroism - 269th Military Police Company, Tennessee Army National Guard -

2. SJR 0769 by *Yager

Memorials, Death - Edwin Eblen Arnold -

3. SJR 0770 by *Yager

Memorials, Death - Henry Ford Clayton -

4. SJR 0771 by *Yager

Memorials, Recognition - Fentress County Agricultural Fair, 87th Annual Convention of the Tennessee Association of Fairs -

5. SJR 0772 by *Henry, Herron

Memorials, Death - Milton Shamitz -

(Consent Calendar cont.)

6. SJR 0773 by *Henry, Berke, Burchett

Memorials, Heroism - Holocaust Survivors and Liberators residing in Tennessee -

7. SJR 0774 by *Watson, Berke

Memorials, Recognition - Leadership Chattanooga -

8. SJR 0775 by *Southerland

Memorials, Death - Staff Sergeant Rusty Christian, United States Army -

9. SJR 0776 by *Berke, Watson

Memorials, Personal Achievement - Kermisha Tate, Pearl of Promise Award -

10. SJR 0777 by *Berke, Watson

Memorials, Recognition - John Shulman, Distinguished Citizen Award -

11. SJR 0779 by *Berke, Watson

Memorials, Public Service - Grant Law, Kiwanis Club 2010 Distinguished Service Award -

12. SJR 0780 by *Haynes, Henry, Berke, Barnes, Harper, Marrero B, Tate, Herron, Stewart, Finney L, Black, Tracy

Memorials, Public Service - Congressman Bart Gordon -

13. SJR 0781 by *Haynes

Memorials, Retirement - Dennis Huffer -

14. SJR 0782 by *Haynes, Berke, Kyle, Marrero B, Barnes, Harper, Henry, Burks, Jackson, Tate, Finney L

Memorials, Recognition - Hedy Weinberg -

15. SR 0189 by *Faulk

Memorials, Personal Achievement - Zachary Ramsey, Eagle Scout -

16. SR 0190 by *Faulk

Memorials, Professional Achievement - Mike Hammond, Country Radio Hall of Fame -

17. SR 0191 by *Faulk

Memorials, Recognition - Wayne Surber -

18. SR 0192 by *Faulk

Memorials, Recognition - Bill Brooks -

Consent #2

1. *SB 2446 by *Watson, Crowe (HB 2596 by *Lynn)

Sunset Laws - As introduced, extends the board of examiners in psychology, June 30, 2013. - Amends TCA Title 4, Chapter 29, Part 2 and Title 63, Chapter 11, Part 1.

2. *SB 2448 by *Watson, Crowe (HB 2599 by *Lynn)

Sunset Laws - As introduced, extends the board of medical examiners' committee on physician assistants, June 30, 2013. - Amends TCA Title 4, Chapter 29, Part 2 and Title 63, Chapter 19, Part 1.

3. *SB 2450 by *Watson, Crowe (HB 2601 by *Lynn)

Sunset Laws - As introduced, extends the board of optometry, June 30, 2013. - Amends TCA Title 4, Chapter 29, Part 2 and Title 63, Chapter 8, Part 1.

4. *SB 2452 by *Watson, Crowe (HB 2604 by *Lynn)

Sunset Laws - As introduced, extends board of podiatric medical examiners, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 3.

5. *SB 2454 by *Watson, Crowe (HB 2608 by *Lynn)

Sunset Laws - As introduced, extends the board of veterinary medical examiners, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 12.

6. *SB 2496 by *Overbey (HB 3243 by *McCord)

Alcoholic Beverages - As introduced, authorizes the sale and consumption of alcoholic beverages on the premises of the Clayton Center for the Arts in Blount County. - Amends TCA Section 57-4-101; Section 57-4-102 and Section 57-4-301.

7. SB 2731 by *Berke (*HB 2580 by *Brown, Favors)

Alcoholic Beverages - As introduced, allows Majestic Theater in Chattanooga to sell alcoholic beverages for consumption on premises. - Amends TCA Section 57-4-102.

(Consent Calendar #2 cont.)

8. SB 2836 by *Southerland (*HB 2904 by *Lollar, Curtiss, Fincher)

Insurance, Health, Accident - As introduced, decreases from five to three years the length of time a small employer must purchase coverage through a health group cooperative. - Amends TCA Title 56, Chapter 7, Part 22.

9. SB 2617 by *McNally (*HB 2571 by *Hackworth)

Alcoholic Beverages - As introduced, allows Oak Ridge Playhouse to sell alcoholic beverages for consumption on premises. - Amends TCA Section 57-4-102.

10. SB 2933 by *Johnson, Ketron (*HB 2842 by *Sargent)

Municipal Government - As introduced, grants municipalities exclusive right to use their names and symbols. - Amends TCA Title 6, Chapter 54, Part 1.

11. *SB 2967 by *Beavers (HB 3279 by *Coleman)

Appeal and Review - As introduced, directs that any appeal of a final judgment of a writ of error coram nobis is heard and determined by the court of criminal appeals instead of the supreme court. - Amends TCA Section 40-26-105(d).

12. SB 3034 by *Faulk (*HB 3034 by *Casada)

Alcoholic Beverages - As introduced, adds Sligo Marina in Dekalb County to those facilities authorized to sell alcoholic beverages for on-premises consumption as a premier type tourist resort. - Amends TCA Section 57-4-102.

13. *SB 3057 by *Woodson (HB 3131 by *Brooks H)

Traffic Safety - As introduced, authorizes bicycles to proceed through intersections with inoperative vehicle detection devices due to the weight of the bicycles. - Amends TCA Section 55-8-110.

14. *SB 3435 by *Tracy, Ketron (HB 3911 by *Rich)

Highway Patrol - As introduced, authorizes a highway patrol member that retires involuntarily after 20 years of honorable service to keep his badge and weapon and to receive a retired commissioned card. - Amends TCA Section 4-7-110.

15. SR 0178 by *Faulk

Court Rules - Approves amendments and revisions to the Tennessee Rules of Appellate Procedure. -

16. SR 0179 by *Faulk

Court Rules - Approves amendments and revisions to the Tennessee Rules of Criminal Procedure.

17. SR 0180 by *Faulk

Court Rules - Approves amendments and revisions to the Tennessee Rules of Civil Procedure. -

18. SR 0181 by *Faulk

Court Rules - Approves amendments and revisions to the Tennessee Rules of Evidence. -

Local Bill

1. SB 2380 by *Stewart (HB 2414 by *Swafford)

Bledsoe County - As introduced, subject to local approval, establishes Healthcare Facilities Board as successor entity to Board of Hospital Directors. - Amends Chapter 94 of the Private Acts of 1967; as amended.

Regular

1. *SB 2411 by *Faulk, Yager, Herron (HB 3890 by *Harrison)

Firefighters - As introduced, removes the exemption for Hawkins County from the minimum training requirements for firefighters. - Amends TCA Section 4-24-112.

2. *SB 2570 by *Faulk (HB 3265 by *Johnson P)

Insurance, Motor Vehicles - As introduced, authorizes accident prevention courses that qualify for premium rate reductions for older drivers to be offered online, subject to the approval of the commissioner of commerce and insurance. - Amends TCA Section 56-7-1107.

3. *SB 2898 by *McNally, Ketron (HB 3012 by *Harwell)

Arts - As introduced, adds member to the Douglas Henry State Museum Commission. - Amends TCA Title 4, Chapter 20, Part 3.

(Regular Calendar cont.)

4. *SB 3045 by *Overbey (HB 3862 by *Coleman, Fincher, McManus, Rich)

Wills - As introduced, mandates that wills or trusts of decedents, who die after December 31, 2009, but before January 1, 2011, that reference certain exemptions shall be construed as referring to the federal estate and generation-skipping transfer tax laws. - Amends TCA Title 32 and Title 35.

5. SB 3498 by *Beavers, Tracy, Gresham, Black (*HB 3433 by *Harwell, Weaver)

Health Care - As introduced, enacts "Tennessee Health Freedom Act." - Amends TCA Title 8; Title 56; Title 63; Title 68 and Title 71.

6. *SB 3713 by *Haynes (HB 3733 by *Gilmore)

Education - As introduced, extends pilot program for class size limits in career and technical education course in Davidson County for one year, through July 1, 2010; extends committee to study pilot program to January 1, 2011. - Amends TCA Title 49, Chapter 1, Part 1.

7. SB 3295 by *Kelsey, Marrero B, Tate (*HB 2991 by *McManus)

Water - As introduced, changes word "tax" to "fee" in statement appearing on bill for storm water fees. - Amends TCA Section 68-221-1112.

Message

1. *HB 2376 by *Shepard, Roach, Ford, Campfield, Bell, Lollar, McCormick, Moore, Montgomery, Weaver, Rich, Evans, Carr, Dean, Bass (SB 2334 by *Jackson)

Firearms and Ammunition - As introduced, modifies the methods for disposing of certain confiscated weapons. - Amends TCA Section 39-17-1317.

SENATE CONVENES AT 8:30 A.M., WEDNESDAY, FEBRUARY 17, 2010

H O U S E

SECOND CONSIDERATION

1/25/10

AGRICULTURE – HB 2498.

1/27/10

AGRICULTURE – HB's 2505, 2773.

CAPTION, HELD ON DESK – HB's 2828, 2829.

FINANCE, WAYS & MEANS – HB 2652.

JUDICIARY – HB 2625.

(Second Considerations cont.)

1/28/10

COMMERCE – HB 2841.

EDUCATION – HB 2975.

GOVERNMENT OPERATIONS – HB 2966.

JUDICIARY – HB 2843.

2/1/10

CAPTION, HELD ON DESK – HB 3161.

EDUCATION – HB 3193.

FINANCE, WAYS & MEANS – HB's 3048, 3089, 3090, 3216.

2/3/10

AGRICULTURE – HB's 3315, 3343, 3379, 3386.

CAPTION, HELD ON DESK – HB 3384.

CONSUMER & EMPLOYEE AFFAIRS – HB's 3288, 3696, 3699, 3718.

EDUCATION – HB 3541.

GOVERNMENT OPERATIONS – HB's 3289, 3363.

HEALTH & HUMAN RESOURCES – HB 3301.

JUDICIARY – HB's 3428, 3572

STATE & LOCAL GOVERNMENT – HB 3533.

2/8/10

AGRICULTURE – HB's 3749, 3760.

CAPTION, HELD ON DESK – HB's 3790, 3834, 3835, 3837, 3838, 3839, 3845.

CONSERVATION & ENVIRONMENT - HB 3842.

CONSUMER & EMPLOYEE AFFAIRS – HB's 3789, 3817.

GOVERNMENT OPERATIONS – HB 3847.

STATE & LOCAL GOVERNMENT – HB 3852.

2/10/10

STATE & LOCAL GOVERNMENT – HB 187, 3234.

TRANSPORTATION – HB 3230.

2/11/10

CAPTION, HELD ON DESK - HB's 3897, 3915, 3916.

AGRICULTURE – HB 3913.

COMMERCE - HB's 3895, 3908, 3921.

CONSERVATION & ENVIRONMENT – HB 3909.

CONSUMER & EMPLOYEE AFFAIRS – HB 3889.

EDUCATION – HB 3918.

FINANCE, WAYS & MEANS - HB's 3893, 3922.

GOVERNMENT OPERATIONS - HB's 3904, 3919.

HEALTH & HUMAN RESOURCES - HB 3917.

JUDICIARY - HB's 3894, 3899, 3900, 3901, 3902, 3903, 3905, 3912.

STATE & LOCAL GOVERNMENT - HB's 3152, 3890, 3891, 3892, 3896, 3907, 3910, 3911, 3914, 3920.

TRANSPORTATION - HB's 3898, 3906.

COMMITTEE REPORTS

CHILDREN & FAMILY AFFAIRS – HHR #31 – 12:00 noon –

Rec. for pass. if am., ref to C&R – HB 2698.

Action def. – HB 362.

(Committee Reports cont.)

COMMERCE – HHR #16 – 9:15 a.m. –

Rec. for pass., ref to C&R – HB 1561.

Rec. for pass. if am., ref to C&R – HB 3265.

Rec. for pass. if am., ref to FW&M – HB 3480.

FINANCE, WAYS & MEANS – HHR #16 – 2:00 p.m. –

Rec. for pass., ref to C&R – HB's 539, 2657.

HEALTH & HUMAN RESOURCES – HHR #16 – 10:30 a.m. –

Rec. for pass. if am., ref to C&R – HB 3045.

Action def. – HB 2581.

JUDICIARY – HHR #31 – 3:30 p.m. –

Rec. for pass., ref to C&R – HB's 770, 2576, 3036.

Rec. for pass. if am., ref to C&R – HB 2778.

Rec. for pass., ref to FW&M – HB's 2918, 3280.

Rec. for pass. if am., ref to FW&M – HB 3049.

Action def. – HB's 2506, 791, 2789, 1701, 3035, 2835.

Taken off notice – HB 2846.

STATE & LOCAL GOVERNMENT – HHR #16 – 12:00 noon –

Rec. for pass., ref to C&R – HB's 2758, 2757, 2500, 2552, 2709, 2710, 2711, 2650, 2360.

Rec. for pass., ref to FW&M – HB's 2866, 2868, 3044.

Rec. for adopt., ref to FW&M – HJR 746.

Action def. – HB 3056.

Taken off notice – HB 2564.

TRANSPORTATION – HHR #16 – 3:30 p.m. –

Rec. for pass., ref to FW&M – HB's 2852, 2672, 3080, 2990, 3249, 2435, 2480, 2511, 2512, 3500, 2715, 2705, 2706, 2753, 2755, 2756, 2931, 3660, 3407.

Rec. for pass. if am., ref to FW&M – HB's 2496, 2507, 3309.

Rec. for adopt., ref to C&R – HJR 752.

Rec. for adopt., ref to FW&M – HJR 769.

Action def. – HB's 2230, 2742, 3684, 2486.

SUBCOMMITTEE REPORTS

Consumer Affairs – HHR #30 – 8:30 a.m. –

Action def. – HB 2697.

Taken off notice – HB 2434.

Elections – HHR #16 –

Rec. for pass. if am. – HB's 2799, 270.

Action def. – HB's 3019, 3234.

General – HHR #29 –

Action def. – HB 3315.

Professional Occupations – HHR #31 – 8:30 a.m. –

Rec. for pass. – HB's 3813, 2903.

Action def. – HB's 2587, 568, 3251.

Public Safety – HHR #16 –

Rec. for pass. – HB's 3131, 2633, 2516, 3255, 3409, 2667, 3365, 3366, 3477, 3444, 2924, 3876, 2830, 2432, 2433, 2704, 2743, 2912, 3303, 3394, 3581, 3620, 2740, 2550

Action def. – HB's 3026, 2896

Taken off notice – HB's 2416, 2920, 3361, 3594, 2824.

Withdrawn – HB 2557

(Subcommittee Reports cont.)

State Government – HHR #30 – 2:00 p.m. –

Rec. for pass. – HB's 2349, 3007.

Rec. for pass. if am. – HB 3075.

Rec. for adopt. – HJR's 787, 788, 733.

Action def. – HB's 2481, 3389, 3605, 3352.

Taken off notice – HB 3356.

Utilities & Banking – HHR #30 – 10:30 a.m. –

Action def. – HB 3773.

MESSAGE FROM THE GOVERNOR

HJR's 765, 766, 768, 770, 794, 795 – SIGNED 2/9/10.

HB 1257 – SIGNED 2/10/10.

HOUSE CONVENES AT 9:00 A.M., THURSDAY, FEBRUARY 18, 2010